

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION

JIMMY EDWARDS, ROBERT HUNT,  
DOLORES HUNT, CLIFFORD MCKELLAR,  
JR., and EMMA MCKELLAR, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

CSX TRANSPORTATION, INC.,

Defendant.

**JUDGMENT**

7:18-CV-169-BO

WEST LUMBERTON BAPTIST CHURCH,  
CURRIE CHAIN SAW INC., C.J.M. VENTURES,  
INC., WILLIAM LOCKLEAR d/b/a  
STRICKLAND'S BARBERSHOP, TBL  
ENVIRONMENTAL LABORATORY, INC.,  
SAMMY'S AUTO SALES, INC., and ERIC  
CHAVIS, individually and on behalf of all others  
similarly situated themselves  
and all others similarly situated,

Plaintiffs,

v.

CSX TRANSPORTATION, INC.,

Defendant.

7:18-CV-178-BO

Decision by Court.

**IT IS ORDERED, ADJUDGED AND DECREED** that defendant's motion for summary judgment [DE 125] is GRANTED. Plaintiffs' motion to certify class [DE 129] is therefore DENIED AS MOOT.

This case is closed.

**This judgment filed and entered on July 31, 2023, and served on:**

Matthew Schultz (via CM/ECF Electronic Notice)  
Theodore Leopold (via CM/ECF Electronic Notice)  
William Cash, III (via CM/ECF Electronic Notice)  
Gregory Coleman (via CM/ECF Electronic Notice)  
Jeremy Williams (via CM/ECF Electronic Notice)  
Matthew Lee (via CM/ECF Electronic Notice)  
Scott Harris (via CM/ECF Electronic Notice)  
William Ladnier (via CM/ECF Electronic Notice)  
Daniel Bryson (via CM/ECF Electronic Notice)  
Mark Sigmon (via CM/ECF Electronic Notice)  
Leslie Kroeger (via CM/ECF Electronic Notice)  
Martha Geer (via CM/ECF Electronic Notice)  
Jay Chaudhuri (via CM/ECF Electronic Notice)  
Henry Kitchin, Jr. (via CM/ECF Electronic Notice)  
April Ross (via CM/ECF Electronic Notice)  
Matthew Cohen (via CM/ECF Electronic Notice)  
Rachel Raphael (via CM/ECF Electronic Notice)  
Ruben Reyna (via CM/ECF Electronic Notice)  
Scott Winkelman (via CM/ECF Electronic Notice)  
Gary Shipman (via CM/ECF Electronic Notice)  
Adam Langino (via CM/ECF Electronic Notice)  
Daniel Bryson (via CM/ECF Electronic Notice)  
Douglas McNamara (via CM/ECF Electronic Notice)

July 31, 2023

PETER A. MOORE, JR., CLERK

/s/ Lindsay Stouch

By: Deputy Clerk